

ORDINANCE NO. 13-_____

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting a vacation of a portion of a utility and drainage easement; that the applicants have represented to the City of Huntsville that Northbrook, LLC, is the owner of the property across which said easement lies; that said easement, or portion being vacated, is not presently used and is no longer needed for a public or municipal purpose.

Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute a quitclaim deed vacating the easement hereinafter described, said deed being substantially in words and figures as follows, to-wit:

STATE OF ALABAMA)
 ;
COUNTY OF MADISON)

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, **CITY OF HUNTSVILLE, ALABAMA**, an Alabama municipal corporation, hereinafter referred to as "Grantor", in consideration of the sum of TEN DOLLARS (\$10.00), in hand paid to it by **NORTHBROOK, LLC**, an Alabama limited liability company, hereinafter referred to as "Grantee", and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, does hereby remise, release, quitclaim and convey unto the said Grantee, all of the Grantor's right, title, interest and claim in and to the following described real estate situated in the City of Huntsville, County of Madison, State of Alabama, to-wit:

Vacation of a part of the 10' Utility & Drainage Easement which lies between Lot 33 and Lot 44 according to the plat of "The Sanctuary at River Ridge Phase 2 a Resubdivision of Tract A of the Sanctuary at River Ridge a Resubdivision of Lot 2 of Albert Walls Estate and Other Lands" recorded in the Office of the Judge of Probate, Madison County, Alabama at Document No. 20121001000629240; more particularly described as commencing at the Northeast corner of said Lot 44; thence from the point of commencement along the Northern boundary line of said Lot 44 S62°43'10"W 5.19' to the point of beginning;

thence from the point of beginning and leaving said Northern boundary line of said Lot 44, S11°53'27"E 5.19'; thence S62°43'10"W 199.34' to the Eastern side of the existing 15' Utility & Drainage Easement; thence along the Eastern side of said existing 15' Utility & Drainage Easement N27°16'50"W 5.00' to the Northern boundary line of said Lot 44; thence leaving said Northern boundary line of said Lot 44 and along the Eastern side of the said existing 15' Utility & Drainage Easement N27°16'50"W 5.00'; thence leaving said Eastern side of said existing 15' Utility & Drainage Easement N62°43'10"E 202.09'; thence S11°53'27"E 5.19' to the point of beginning.

Being a part of Section 14, Township 5 South, Range 1 East.

TO HAVE AND TO HOLD unto the said Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has caused this quitclaim to be signed in its behalf by its Mayor and attested by its Clerk-Treasurer, on this the 22d day of August, 2013.

ATTEST:

CITY OF HUNTSVILLE, ALABAMA,
a municipal corporation

By: _____
Charles E. Hagood, Clerk-Treasurer

By: _____
Tommy Battle, Mayor

STATE OF ALABAMA)
 ;
COUNTY OF MADISON)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that **TOMMY BATTLE** and **CHARLES E. HAGOOD**, whose names as Mayor and Clerk-Treasurer, respectively, of the **CITY OF HUNTSVILLE, ALABAMA**, a municipal corporation are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that being informed of the contents of the instrument, they, as such officers and with full authority, executed the same voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal this the 22d day of August, 2013.

Notary Public
My Commission Expires: _____

This instrument was prepared by:
JAMES G. HARRISON
HARRISON, GAMMONS & RAWLINSON, P.C.
2430 L&N Drive
Huntsville, AL 35801
256-533-7711

Ordinance No. 13-_____ (Cont.)
Northbrook, LLC

ADOPTED this the 22nd day of August, 2013.

President of the City Council
of the City of Huntsville, Alabama

APPROVED this the 22nd day of August, 2013.

Mayor of the City of
Huntsville, Alabama